

SENATE RULES COMMITTEE

Bill No.

AB 2438

Office of

Author:

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Amended:

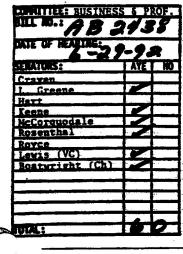
6/30/92 in Senate

Vote Required:

21

Committee Votes:

Senate Floor Vote:



PLACED ON FILE PURSUANT TO SENATE RULE 28.8

Assembly Floor Vote: 46-21, P. 7127, 5/21/92

SUBJECT: Advertising: unsolicited fax transmissions

SOURCE: Author

<u>DIGEST</u>: This bill imposes specified restrictions and requirements on senders of unsolicited fax transmissions.

<u>ANALYSIS</u>: Existing law requires telephone solicitors to register with the attorney general, pay annual fees, provide specific information on their business, and adhere to certain disclosure requirements.

Existing law requires that an automatic dialing and announcing device may only be used between the hours of 9:00 A.M. and 9:00 P.M., and makes it illegal to use an automatic dialing and announcing device (ADAD) without messages so transmitted first being preceded by a human announcement and without the person receiving such a solicitation having the opportunity to refuse the call.

This bill would prohibit any person or entity in this state to fax or cause to be faxed unsolicited advertising material unless the person or entity establishes a toll-free telephone number which the recipient of an unsolicited fax may call to notify the sender not to fax any further unsolicited documents.

This bill would specify that unsolicited advertisements include the lease, sale, rental, gift, offer, or disposition of any realty, goods, services, or extension of credit.